

United States Bankruptcy Court  
District of Nevada

In re:  
USA COMMERCIAL MORTGAGE COMPANY  
Debtor

Case No. 06-10725-lbr  
Chapter 11

**CERTIFICATE OF NOTICE**

District/off: 0978-2

User: castellan  
Form ID: pdf984

Page 1 of 5  
Total Noticed: 3

Date Rcvd: Dec 05, 2011

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Dec 07, 2011.

db	+USA COMMERCIAL MORTGAGE COMPANY, 4484 SOUTH PECOS ROAD, LAS VEGAS, NV 89121-5030
aty	DOUGLAS M MONSON, RAY QUINNEY & NEBEKER P.C., 36 SOUTH STATE STREET, STE 1400, PO BOX 45385, SALT LAKE CITY, UT 84145-0385
aty	+STEVEN C STRONG, RAY QUINNEY & NEBEKER P.C., 36 SOUTH STATE STREET, STE 1400, SALT LAKE CITY, UT 84111-1451

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.  
NONE. TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS (undeliverable, \* duplicate) \*\*\*\*\*  
aty ##+ANNETTE W JARVIS, POB 45385, SALT LAKE CITY, UT 84145-0385

TOTALS: 0, \* 0, ## 1

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.  
USPS regulations require that automation-compatible mail display the correct ZIP.

Addresses marked '##' were identified by the USPS National Change of Address system as undeliverable. Notices will no longer be delivered by the USPS to these addresses; therefore, they have been bypassed. The debtor's attorney or pro se debtor was advised that the specified notice was undeliverable.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Dec 07, 2011

Signature:



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The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on December 5, 2011 at the address(es) listed below:

ADAM M. STARR on behalf of Creditor MESIROW FINANCIAL INTERIM MANAGEMENT, LLC starra@gtlaw.com  
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The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system (continued)

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The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system (continued)

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The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system (continued)

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TOTAL: 136



Honorable Linda B. Riegle  
United States Bankruptcy Judge



Entered on Docket  
December 05, 2011

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*Attorneys for USACM Liquidating Trust*

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE  
COMPANY,

Debtor.

Case No. BK-S-06-10725-LBR

CHAPTER 11

**ORDER SUSTAINING FIFTEENTH  
OMNIBUS OBJECTION OF USACM  
LIQUIDATING TRUST TO DUPLICATE  
PROOFS OF CLAIM**

Hearing Date: November 15, 2011

Hearing Time: 9:30 a.m.

The Court having considered the Fifteenth Omnibus Objection Of USACM Liquidating Trust To Duplicate Proofs Of Claim [DE 9333], (the "Objection") at the hearing held on November 15, 2011; appropriate notice of the Objection having been given; no responses having been filed; and good cause appearing:

**IT IS ORDERED:**

1. The Objection [DE 9333] is sustained; and



1           2.     The duplicate Proof of Claims listed on **Exhibit A** are disallowed in their  
2 entirety.

3  
4 PREPARED AND RESPECTFULLY SUBMITTED BY:

5 **LEWIS AND ROCA LLP**  
6

7 By /s/ John Hinderaker (AZ #018024)  
8     Robert M. Charles, Jr.  
9     John Hinderaker (*pro hac vice*)  
10 3993 Howard Hughes Parkway, Ste. 600  
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14 *Attorneys for USACM Liquidating Trust*  
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## LOCAL RULE 9021 CERTIFICATION

In accordance with LR 9021, counsel submitting this document certifies that the order accurately reflects the court's ruling and that (check one):

\_\_\_\_\_ This Court has waived the requirement set forth in LR 9021(b)(1).

XXX No party appeared at the hearing or filed an objection to the motion.

\_\_\_\_\_ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below [list each party and whether the party has approved, disapproved, or failed to respond to the document]:

\_\_\_\_\_ I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the motion pursuant to LR 9014(g), and that no party has objected to the form or content of the order

U.S. Trustee: <u>Augie Landis</u>	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document
Other Party: _____	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input type="checkbox"/> waived the right to review the order and/or	<input checked="" type="checkbox"/> failed to respond to the document

Submitted by:  
LEWIS AND ROCA LLP

By: /s/ John Hinderaker. (AZ #018024)  
Attorneys for USACM Liquidating Trust

# # #



**USACM Trust  
Duplicate Proofs of Claim**

<b>Proof of Claim Being Disallowed as Duplicate</b>	<b>Date Claim was Filed</b>	<b>Claimant's Name and Address</b>	<b>Duplicate Claim Amount</b>	<b>Processed Claim Number<sup>1</sup></b>	<b>Processed Claim Amount<sup>1</sup></b>
10725-01213-2	10/4/2006	Peter Valve Company Inc 2800 Wrondel Way Ste A Reno, NV 89502-4297	100,000.00	10725-01213	100,000.00
10725-01214-2	10/4/2006	Rulon, Phillip 3310 W Hidden Valley Drive Reno, NV 89502-9579	503,479.62	10725-01214	503,479.62
10725-01208-2	10/4/2006	Monighetti, Pete 6515 Frankie LN Prunedale, CA 93907	1,509,963.55	10725-01208	1,509,963.55
10725-01212-2	10/4/2006	Jay E Henman Retirement Plan C/O Jay E Henman Trustee 1023 Ridgeview Ct Carson City, NV 89705-8054	747,243.00	10725-01212	747,243.00
10725-02416-2	10/4/2006	Topp, Gerry Po Box 3008 Grass Valley, CA 95945	521,406.20	10725-02416	521,406.20
10725-01205-2	11/19/2006	Lococo, Randal & Allison 3001 San Luis Court Fort Collins, CO 80525	100,000.00	10725-01205	100,000.00

<sup>1</sup>Claim may have been disallowed or allowed by order of this Court.

**EXHIBIT A**